

IN THE HIGH COURT OF JUDICATURE AT BILASPUR  
CHHATTISGARH

WRIT PETITION NO. 2821 / 2006

PETITIONER:

Smt. Radha Nayak, W/o Arun Nayak  
aged about 27 years, R/o Village  
Madhopali, Tahsil Saraipali, Distt-  
Mahasamund (C.G.)

F. No. 2893/06  
Presented by Sanjay Aggarwal  
dated 15/06/06

VERSUS

**SINGLE BENCH**

RESPONDENTS :

1. State of Chhatisgarh  
Through the Secretary,  
Department of Panchayat & Rural  
DKS Bhawan, Raipur.
2. The collector  
District Raipur (C.G.)
3. The Chief Executive Officer,  
Jila Panchayat, Raipur  
Distt. Raipur (C.G.)
4. The Director  
Panchayat & Gramin Vikash Vibhag  
Raipur, District Raipur (C.G.)
5. Smt. Santosh Sen w/o Murlidhar Sen  
Ekta nagar , sector-3 ,G/3, Gudhiyari  
Raipur, (C.G.)

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Barbhar  
CLERK to A. G. BILASPUR



WRIT PETITION UNDER ARTICLES 226/ 227 OF THE  
CONSTITUTION OF INDIA

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक<br>तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार<br>के अन्तिम आदेश |
|------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
|                                    | <p><u>16.8.2006</u></p> <p>Heard Shri Sanjay K Agarwal, Advocate for the petitioner.</p> <p>Shri Ashutosh Singh Kachwaha, Govt. Advocate for the State.</p> <p>The main grievance raised by the petitioner in this petition is that he applied for the post of Shiksha Karmi Grade-II in OBC category for Raipur District and as per rules, the candidates who have passed the B.Ed. examination or having degree of Shiksha Visharad <del>are</del> <sup>are</sup> entitled for the benefit of eight marks. The petitioner is having the degree of Shiksha Visharad, but the respondents have not given the benefit of eight marks to him, whereas the same benefit has been given to the candidates of Raigarh &amp; Mahasamund districts, therefore, this is the clear violation of Article 14 of the Constitution of India.</p> <p>Learned counsel for the petitioner submitted that in this respect the petitioner has made a representation (Annexure P-6) to respondent No.4 but the same has not yet been decided, therefore, respondent No.4 be directed to decide the representation and pass appropriate orders in the matter, to which learned counsel for the State has no objection.</p> <p>Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made by learned counsel for the petitioner appears to be just, fair and reasonable, therefore, respondent No.4 is directed to decide the representation of the petitioner within a period of 30 days from today in accordance with law after taking into consideration all the points raised by the petitioner.</p> <p>With the direction aforesaid, the petition stands disposed of.</p> <p>Certified copy as per rules.</p> |                                                           |

Sd/-  
L.C. Bhadoo  
Judge

22-8-08